

**ASSEMBLY BILL**

**No. 2360**

---

**Introduced by Assembly Member John A. Pérez**

February 21, 2014

---

An act to amend Section 5406 of the Labor Code, relating to workers' compensation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2360, as introduced, John A. Pérez. Workers' compensation: firefighters and peace officers.

Existing law specifies the time period within which various proceedings may be commenced under provisions of law relating to workers' compensation. With certain exceptions, a proceeding to collect death benefits is required to be commenced within one year from several circumstances, including, but not limited to, from the date of death where it occurs within one year from the date of injury. However, no proceedings may be commenced more than one year after the date of death, nor more than 240 weeks from the date of injury.

This bill would make technical, nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 5406 of the Labor Code is amended to  
2     read:  
3     5406. Except as provided in Section 5406.5 or 5406.6, the  
4     period within which ~~may be commenced~~ proceedings *may be*

1 *commenced* for the collection of the benefits provided by Article  
2 4 (commencing with Section 4700) of Chapter 2 of Part 2 is one  
3 year from *any of the following*:  
4 (a) The date of death where death occurs within one year from  
5 date of injury; ~~or~~.  
6 (b) The date of last furnishing of any benefits under Chapter 2  
7 (commencing with Section 4550) of Part 2, where death occurs  
8 more than one year from the date of injury; ~~or~~.  
9 (c) The date of death, where death occurs more than one year  
10 after the date of injury and compensation benefits have been  
11 furnished.  
12 ~~No such proceedings may~~ *Proceedings may not* be commenced  
13 more than one year after the date of death, nor more than 240  
14 weeks from the date of injury.